

**FINANCIAL INDUSTRY REGULATORY AUTHORITY
OFFICE OF HEARING OFFICERS**

Department of Enforcement,

Complainant,

v.

Jordan Palmer John
(CRD No. 6924720),

Respondent.

Disciplinary Proceeding
No. 2021071672302

COMPLAINT

The Department of Enforcement alleges:

SUMMARY

1. Respondent Jordan Palmer John failed to respond in any way to FINRA’s requests for information and documents made pursuant to FINRA Rule 8210. As a result, John violated FINRA Rules 8210 and 2010.

RESPONDENT AND JURISDICTION

2. John entered the securities industry in 2018. Through his association with TD Ameritrade, Inc. (CRD No. 7870) (“Ameritrade”), John was registered with FINRA as a general securities representative from November 12, 2020 through June 15, 2021.

3. On June 15, 2021, Ameritrade filed a Uniform Termination Notice for Securities Industry Registration (“Form U5”), disclosing that it terminated its association with John for “behavior that was inconsistent with the firm’s Code of Business Conduct and Ethics related to activity in the Representative’s brokerage account held at the firm.” The Form U5 further

disclosed that the termination followed an internal review of his “trading activity on unsecured funds.”

4. Although John is no longer registered or associated with any FINRA member, he remains subject to FINRA’s jurisdiction for purposes of this proceeding, pursuant to Article V, Section 4 of FINRA’s By-Laws, because the Complaint (1) was filed within two years after June 15, 2021, which was the effective date of termination of John’s registration with FINRA, and (2) charges him with failing to provide information in response to FINRA Rule 8210 requests during the two-year period after he ceased to be registered or associated with a FINRA member.

FACTS

5. In June 2021, FINRA’s Department of Member Supervision began investigating the circumstances of John’s termination from Ameritrade.

6. For purposes of that investigation, and pursuant to FINRA Rule 8210, on June 21, 2021, Member Supervision sent John a letter requesting that he provide by July 6, 2021, a signed, written, and detailed statement addressing Ameritrade’s allegations in his Form U5.

7. Member Supervision served its request by certified mail and first-class mail to John’s last known residential address as reflected in the Central Registration Depository (“CRD Address”).

8. Although United States Postal Service (“USPS”) tracking information indicated that the certified mailing was “awaiting delivery scan,” neither the certified nor the first class mailing was returned.

9. John did not respond to the request in any way.

10. When John failed to respond, Member Supervision sent its request for a second time on July 16, 2021, again for the purpose of its investigation and pursuant to FINRA Rule 8210, and requested that John provide the information by July 30, 2021.

11. Member Supervision served its second request by certified mail and first-class mail to the CRD Address.

12. Although USPS tracking information indicates that the certified mailing is “awaiting delivery scan,” neither the certified nor first class mailing was returned.

13. John did not respond to the second request in any way.

14. When John did not comply with the Rule 8210 requests, on October 4, 2021, Enforcement sent John a notice (“Notice of Suspension”) informing him that he would be suspended, pursuant to Rule 9552, on October 28, 2021, if he did not either respond to the Rule 8210 requests or request a hearing.

15. Although Enforcement had no actual knowledge that the CRD Address was out of date, out of an abundance of caution, it confirmed through a Lexis search that the CRD Address was current and that no alternate address was listed as current.

16. Enforcement then served the Notice of Suspension by certified mail and first-class mail to the CRD Address.

17. USPS tracking information shows that the certified mailing remains “in transit” and FINRA’s first-class mailing was returned as “not deliverable.”

18. John neither responded to the Rule 8210 requests nor requested a hearing on the Notice of Suspension.

19. As a result, on October 28, 2021, Enforcement sent John a notice (“Suspension Letter”) informing him that he was suspended from associating with any FINRA member as of

that date and warning him that he would be automatically barred on January 7, 2022, if he did not request termination of his suspension on grounds of full compliance.

20. After Enforcement reconfirmed through another Lexis search that the CRD Address was John's only current address, Enforcement served the Suspension Letter by certified mail and first-class mail to the CRD Address.

21. Although USPS tracking information shows that the certified mailing remains "in transit," neither the certified nor first class mailing was returned.

22. John did not respond to the Suspension Letter in any way.

23. Several days before John was due to be barred, Enforcement ran another Lexis search for John's most current address. The resulting Lexis report indicated that John's CRD Address may have been out of date or inaccurate as of November 2021, which Lexis had not previously reported. The Lexis report did not list any current address for John, although CRD still listed only the CRD Address. As a result, Enforcement did not bar John.

24. In March 2022, after a follow-up Lexis search, Enforcement identified a new potential address for John in Omaha, Nebraska ("Nebraska Address"). That Lexis report indicated that John's CRD Address had remained current through January 2022.

25. On March 28, 2022, Enforcement served additional copies of the Rule 8210 requests, Notice of Suspension, and Suspension Letter to the Nebraska Address by certified mail and first-class mail.

26. In a letter accompanying those copies, Enforcement informed John that he would remain suspended until he fully complied with the Rule 8210 requests and requested termination of his suspension on those grounds, and further warned John that his failure to respond to the

Rule 8210 requests could result in a bar. Enforcement also reminded John of his obligation to keep his CRD-listed address current.

27. The certified mailing was returned to FINRA as “unclaimed.” The first-class mailing was not returned.

28. John did not respond to the March 28 mailing in any way.

29. On July 19, 2022, Enforcement served additional copies of the Rule 8210 requests, Notice of Suspension, and Suspension Letter to the Nebraska Address, as well as to the CRD Address, by Federal Express overnight mail and first-class mail.

30. In a letter accompanying those additional copies, Enforcement again informed John that he would remain suspended until he fully complied with the Rule 8210 requests and requested termination of his suspension on those grounds, and again warned John that his failure to respond to the Rule 8210 requests could result in a bar. Enforcement again reminded John of his obligation to keep his CRD-listed address current.

31. The FedEx overnight mailings of the additional copies and accompanying July 19 letter to the CRD Address and the Nebraska Address were returned as undeliverable.

32. The first-class mailings of the additional copies and accompanying July 19 letter to the CRD Address and the Nebraska Address were not returned.

33. Enforcement obtained another Lexis search in August 2022 after the mailings were returned which lists the CRD address as in effect through March 2022 and the Nebraska address as operative from October 2021 and currently.

34. John did not respond to the July 19 FedEx overnight and first class mailings in any way.

35. John is currently suspended from associating in any capacity with any FINRA member.

**CAUSE OF ACTION
Failure to Provide Information
(FINRA Rules 8210 and 2010)**

36. Enforcement realleges and incorporates by reference all preceding paragraphs.

37. FINRA Rule 8210(a)(1) provides that FINRA staff may require a “person subject to FINRA’s jurisdiction to provide information orally, in writing, or electronically . . . with respect to any matter involved in [an] investigation, complaint, examination, or proceeding.”

38. FINRA Rule 8210(a)(2) authorizes FINRA staff to request records in the possession, custody, or control of a person subject to FINRA’s jurisdiction.

39. FINRA Rule 8210(c) provides that “[n]o member or person shall fail to provide information . . . pursuant to this Rule.”

40. A violation of FINRA Rule 8210 also constitutes a violation of FINRA Rule 2010, which requires associated persons to “observe high standards of commercial honor and just and equitable principles of trade.”

41. While subject to FINRA’s jurisdiction, John failed to provide information and documents FINRA requested pursuant to FINRA Rule 8210.

42. FINRA’s requests sought information that was material to FINRA’s investigation. The requested information was necessary to investigate whether John improperly traded on unsecured funds, and failed to observe high standards of commercial honor and just and equitable principles of trade, in violation of FINRA rules.

43. By virtue of the foregoing, John violated FINRA Rules 8210 and 2010.

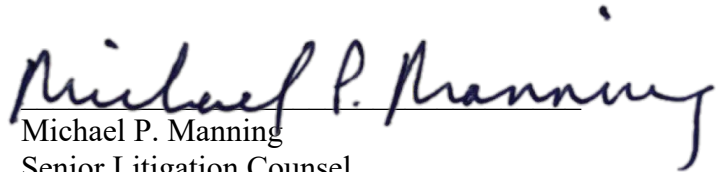
RELIEF REQUESTED

WHEREFORE, the Department of Enforcement respectfully requests that the Panel:

- A. make findings of fact and conclusions of law that John committed the violations charged and alleged herein;
- B. order that one or more of the sanctions provided under FINRA Rule 8310(a), including monetary sanctions, be imposed; and
- C. order that John bear such costs of proceeding as are deemed fair and appropriate under the circumstances in accordance with FINRA Rule 8330.

FINRA DEPARTMENT OF ENFORCEMENT

Date: September 7, 2022



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